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Human rights situations and reports of special rapporteurs and representatives

Andorra, Australia, Austria, Belgium, Bulgaria, Canada, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Israel, Italy, Latvia, Lithuania, Luxembourg, Monaco, Netherlands, Norway, Poland, Portugal, San Marino, Spain, Sweden, United Kingdom of Great Britain and Northern Ireland and United States of America: draft resolution

Human rights situation in the Islamic Republic of Iran

The General Assembly,

Guided by the Charter of the United Nations, the Universal Declaration of Human Rights,[1] the International Covenants on Human Rights,[2] and other human rights instruments,

Reaffirming that all Member States have an obligation to promote and protect human rights and fundamental freedoms and to fulfil the obligations they have undertaken under the various international instruments in this field,

Mindful that the Islamic Republic of Iran is a party to the International Covenants on Human Rights,

Recalling its previous resolutions on this subject, including the most recent, resolution 53/158 of 9 December 1998, and taking note of Commission on Human Rights resolution 1999/13 of 23 April 1999,[3]

1. *Welcomes* the interim report of the Special Representative of the Commission on Human Rights on the situation of human rights in the Islamic Republic of Iran;[4]

[1] Resolution 217 A (III).
[2] Resolution 2200 A (XXI), annex.
[3] See *Official Records of the Economic and Social Council, 1999, Supplement No. 3* (E/1999/23), chap. II, sect. A.
[4] A/54/365.

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2. *Welcomes* the stated commitment of the Government of the Islamic Republic of Iran to promote the rule of law, including the elimination of arbitrary arrest and detention, and to reform the legal and penitentiary system and bring it into line with international human rights standards in this field;

3. *Welcomes* the continued public debate in the Islamic Republic of Iran on issues of governance and human rights and encourages further efforts for ensuring freedom of opinion, of the press and of cultural activities, and the support given by the Government to the development of non-governmental organizations;

4. *Welcomes* the progress in democracy achieved by the holding of local elections in the Islamic Republic of Iran last February, trusts that the forthcoming elections to the Majlis will be held in full respect for due democratic process and calls upon the Government to continue its efforts towards strengthening democracy and the holding of free and fair elections;

5. *Welcomes* the needs assessment mission undertaken by of the Office of the United Nations High Commissioner to the Islamic Republic of Iran at the invitation of the Government of the Islamic Republic of Iran as well as the invitation by the Government to the Working Group on Enforced or Involuntary Disappearances to visit the Islamic Republic of Iran, and hopes that the visit will take place soon;

6. *Welcomes* the efforts undertaken by the Government of the Islamic Republic of Iran to investigate the cases of disappearances and killings of intellectuals and political activists, and calls upon the Government of the Islamic Republic of Iran to continue its efforts to fully investigate the cases in due process of law and to bring the perpetrators to justice;

7. *Takes note with interest* of the gradual increase of the presence of women in public life in the Islamic Republic of Iran and the Government's efforts in this regard, expresses its concern at the continued discrimination in law and in practice against women and calls upon the Government to take further measures to ensure full and equal enjoyment by women of their human rights;

8. *Takes note with interest* of the focus of the Islamic Human Rights Commission on the human rights situation in the Islamic Republic of Iran, and expresses its hope that the Commission will come into line with the 1993 principles relating to the status of national institutions for the promotion and protection of human rights;[5]

9. *Expresses its concern* at continuing threats by the 15 Khordad Foundation to the life of Mr. Salman Rushdie, including the increase in the bounty announced by the Foundation after the assurance given by the Government of the Islamic Republic of Iran in New York in September 1998, and welcomes the assurance given by the Government that it has no intention of taking any action whatsoever to threaten the life of Mr. Salman Rushdie and those associated with his work or of encouraging or assisting anyone to do so, and that it dissociates itself from any reward offered in this regard and does not support it;

10. *Expresses its concern* at the fact that since 1996 no invitation has been extended by the Government of the Islamic Republic of Iran to the Special Representative to visit the country, and calls upon the Government to resume its full cooperation with the Special Representative and to extend an invitation to him to visit the country;

11. *Expresses its serious concern* at the continuing violations of human rights in the Islamic Republic of Iran, as reported by the Special Representative, in particular

[5] Resolution 48/134, annex.

executions in the apparent absence of respect for internationally recognized safeguards, the use of national security laws as a basis for derogating from the rights of the individual, cases of torture and cruel, inhuman or degrading treatment or punishment as well as the failure to meet international standards in the administration of justice and the absence of due process of law, and calls upon the Government of the Islamic Republic of Iran to take all necessary steps to end the use of torture and the practice of amputation, stoning and other forms of cruel, inhuman and degrading punishment;

12. *Expresses its concern* at the restrictions on the freedom of expression, opinion, thought and the press and at the interference with the work of writers and journalists and closure of publications as well as at the circumstances surrounding the arrests of individuals based on the involvement in the student demonstrations and at reports that some of them may be subjected to death sentences, or other harsh sentences, and calls upon the Government of the Islamic Republic of Iran to take further measures to secure the freedom of expression, opinion, thought and the press;

13. *Expresses its concern* at the discrimination against religious minorities, in particular Baha'is, and remains gravely concerned at the unabated pattern of persecution against the Baha'is, including death sentences, arrests and the closure of the Baha'i Institute of Higher Education, and calls upon the Government of the Islamic Republic of Iran to implement fully the conclusions and recommendations of the Special Rapporteur on religious intolerance relating to the Baha'is and other religious minorities until they are completely emancipated;

14. *Calls upon* the authorities of the Islamic Republic of Iran to make further efforts to ensure for all the application of the due process of law by the judiciary in all instances and in this context to ensure a fair and transparent trial for the group of people detained in early 1999, which includes 13 members of the Iranian Jewish community, noting the stated commitments of the Government of Iran in this regard;

15. *Calls upon* the Government of the Islamic Republic of Iran to continue its efforts and to abide by its freely undertaken obligations under the International Covenants on Human Rights and other international instruments on human rights, and to ensure that all individuals within its territory and subject to its jurisdiction, including persons belonging to religious minorities, enjoy the rights enshrined in those instruments;

16. *Calls upon* the Government of the Islamic Republic of Iran to ensure that capital punishment will not be imposed for other than the most serious crimes, not for apostasy or otherwise in disregard of the provisions of the International Covenant on Civil and Political Rights[2] and United Nations safeguards, and to provide the Special Representative with relevant statistics on this matter;

17. *Decides* to continue the examination of the situation of human rights in the Islamic Republic of Iran, including the situation of minority groups, such as the Baha'is, at its fifty-fifth session under the item entitled "Human rights questions", in the light of additional elements provided by the Commission on Human Rights.